

II. REMARKS

A. Status of the Claims

Claims 1, 2, 5, 10-28, and 31-51 were pending in the case at the time of the Office Action, with claims 3-5, 8-28, and 34 having been previously withdrawn from consideration. Claims 3-4, 6-9, 29-30, and 52-59 have been previously canceled without prejudice or disclaimer. Claims 1 and 2 have been amended in the Amendment set forth herein, as discussed in greater detail below. New claim 60, corresponding to originally filed claim 7 with the addition of aminopenciclovir as a targeting ligand has been added. Therefore, claims 1, 2, 5, 10-28, 31-51, and 60 are currently under consideration.

B. Remarks

According to the Notice of Non-Responsive amendment, the amendment submitted with the reply filed March 30, 2007, is not fully responsive to the prior Office Action because the amendment canceled all claims drawn to the elected invention and presented claims drawn to a non-elected invention.

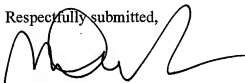
As per the Amendment set forth herein, claim 1 has been amended to recite “aminopenciclovir” in the list of targeting ligands. Claim 2 has been amended to recite “aminopenciclovir” as an option for R₁₀. New claim 60, which recites “wherein the targeting ligand is adenosine, aminopenciclovir, FIAU, FIRU, IVFRU, GCV, PCV, FGCV, FPCV, FHPG, FHBG, or guanine” has been added. Support for the Amendment to claims 1 and 2 can be found generally throughout the specification, such as in FIGS. 20-24. Support for new claim 60 can be found generally throughout the specification, such as in originally filed claim 7 and FIGS. 20-24.

In view of the Amendment set forth herein, each of the pending claims is readable on the elected invention.

C. Conclusion

The foregoing is believed to be a complete response to the Notice of Non-Responsive Amendment dated August 3, 2007. The Examiner is invited to contact the undersigned attorney at (512) 536-5639 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



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